



031604

10281 U.S. PTO

REQUEST FOR FILING A PATENT APPLICATION UNDER 37 C.F.R. §1.53(b)
Attorney Docket: 056205.43442C5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop PATENT APPLICATION

March 16, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a request for filing a XX continuation or ____ divisional application under 37 C.F.R. 1.53(b), of pending prior application:

Serial No. 10/142,154

Filed on May 10, 2002

Of Fumio TAJIMA et al

Entitled: PERMANENT MAGNET ROTATING ELECTRIC MACHINE AND
ELECTRICALLY DRIVEN VEHICLE EMPLOYING SAME

Examiner: Tran N. Nguyen

Group: 2834

X 1. Accompanying this order is a new specification that does not contain any subject matter that would have been new matter in the prior application.

Total pages of specification, claims and abstract: 1-77

X 2. New Formal drawings are being filed herewith consisting of nine (9) sheets, depicting Figures 1-9.

X 3. Declaration and Power of Attorney:

a. Newly executed (original or copy)

b. X Copy from prior application

i. Deletion of Inventors - signed statement attached deleting inventor(s) named in the prior application

X 4. Incorporation by Reference:

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 3b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

17548 U.S. PTO

10/800752



031604

5. Small entity status:
- a. ☐ A small entity statement is enclosed
- b. ☐ A statement of small entity status (copy attached) was filed on in the prior application and status as a small entity is still proper and desired.
- c. ☐ Is no longer claimed
- X 6. The filing fee is calculated below:

**CLAIMS AS FILED, INCLUDING ANY CLAIMS
CANCELLED OR ADDED BY PRELIMINARY AMENDMENT**

Basic Fee					<u>\$385</u>	<u>\$ 770</u>
Total Claims	<u>38</u>	-	<u>20</u> = <u>18</u>	x	<u>9</u> = \$	<u>18</u> = <u>\$ 324</u>
Ind. Claims	<u>24</u>	-	<u>3</u> = <u>21</u>	x	<u>43</u> = \$	<u>86</u> = <u>\$1,806</u>
<u>Multiple Dependent Claims</u>				+	<u>145</u> = \$	<u>290</u> = \$
Total					<u>\$</u>	<u>\$2,900</u>

7. Please charge my Deposit Account No. 05-1323 (Docket #) in the amount of \$.
- X 8. A check in the amount of \$ 2,900.00 to cover the filing fee is enclosed.
- X 9. The Commissioner is authorized to charge any fee which may be required under 37 CFR 1.16 or 37 CFR 1.17 or credit any overpayment to Deposit Account No. 05-1323 (Docket #056205.43442C5).
- X 10. Amend the specification by inserting before the first line the sentence: --This application is a continuation of application Serial No. 10/142,154, filed May 10, 2002, which is a continuation of application Serial No. 10/142,220, filed May 10, 2002 (now abandoned), which is a continuation of application Serial No. 09/488,637 (now U.S. Patent No. 6,396,183), filed January 21, 2000, which is a continuation of application Serial No. 08/838,745 (now U.S. Patent No. 6,034,460), filed April 11, 1997.--

X 11. Priority of Appln. No(s). 8-091014, filed in Japan on April 12, 1996, is hereby claimed under 35 U.S.C. 119.

X 12. A certified copy of each said priority document was filed in application Serial No. 08/838,745 on October 2, 1997.

X 13. The prior application is assigned of record to Hitachi, Ltd. and Hitachi Car Engineering Co., Ltd..

X 14. The power of attorney in the prior application is to:

Herbert I. Cantor, Reg. No. 24,392; James F. McKeown, Reg. No. 25,406; Donald D. Evenson, Reg. No. 26,160; Joseph D. Evans, Reg. No. 26,269; Gary R. Edwards, Reg. No. 31,824; and Jeffrey D. Sanok, Reg. No. 32,169.

X a. The power appears in the original application papers in the prior application.

— b. Since the power does not appear in the original application papers, a copy of the power in the prior application is enclosed.

— c. Attached is a duplicate of a Supplemental Declaration which was filed in the prior application to overcome informalities.

X d. Address all future correspondence to:

CROWELL & MORING, LLP
Intellectual Property Group
P.O. Box 14300
Washington, DC 20044-4300

Customer No.

23911

X 15. Copies of Forms PTO-892 and PTO-1449 listing prior art made of record in the prior application are attached. A copy of each of the listed references should be available in the prior application file.

X 16. Return Receipt Postcard.

X 17. Other: Application Data Sheet

Respectfully submitted,

A handwritten signature in cursive script, reading "Gary R. Edwards", written over a horizontal line.

Gary R. Edwards

Registration No. 31,824

CROWELL & MORING, LLP
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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 2,900.00

Complete if Known

Application Number	N/A
Filing Date	March 16, 2004
First Named Inventor	Fumio TAJIMA
Examiner Name	Tran N. Nguyen
Art Unit	2834
Attorney Docket No.	056205.43442C5

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account:

Deposit Account Number	05-1323
Deposit Account Name	Crowell & Moring LLP

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Charge any deficiency or credit any overpayments to the deposit account of the undersigned. Attorney Docket No. 056205.43442C5

☐ Charge any additional fee(s) during the pendency of this application.

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee	Code	Fee Description	Fee Paid
1001	770	2001	385	Utility filing fee	770
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					770

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
38	-20** = 18	x 18	= 324.00
Indep. Claims	24	-3** = 21	x 86 = 1,806.00
Multiple Dependent			=

Large Entity	Small Entity	Fee	Code	Fee Description
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2) \$ 2,130.00				

**or number previously paid, if greater; For Reissues, see above.

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1051	130	2051	65			Surcharge - late filing fee or oath
1052	50	2052	25			Surcharge - late provisional filing fee or cover sheet
1053	130	1053	130			Non-English specification
1812	2,520	1812	2,520			For filing a request for ex parte reexamination
1804	920*	1804	920*			Requesting publication of SIR prior to Examination action
1805	1,840*	1805	1,840*			Requesting publication of SIR after Examiner action
1251	110	2251	55			Extension for reply within first month
1252	420	2252	210			Extension for reply within second month
1253	950	2253	475			Extension for reply within third month
1254	1,480	2254	740			Extension for reply within fourth month
1255	2,010	2255	1,005			Extension for reply within fifth month
1401	330	2401	165			Notice of Appeal
1402	330	2402	165			Filing a brief in support of an appeal
1403	290	2403	145			Request for oral hearing
1451	1,510	1451	1,510			Petition to institute a public use proceeding
1452	110	2452	55			Petition to revive - unavoidable
1453	1,330	2453	665			Petition to revive - unintentional
1501	1,330	2501	665			Utility issue fee (or reissue)
1502	480	2502	240			Design issue fee
1503	640	2503	320			Plant issue fee
1406	130	1460	130			Petitions to the Commissioner
1807	50	1807	50			Processing fee under 37 CFR 1.17(q)
1806	180	1806	180			Submission of Information Disclosure Stmt
8021	40	8021	40			Recording each patent assignment per property (times number of properties)
1809	770	2809	385			Filing a submission after final rejection (37 CFR § 1.129(a))
1810	770	2810	385			For each additional invention to be examined (37 CFR § 1.129(b))
1801	770	2801	385			Request for Continued Examination (RCE)
1802	900	1802	900			Request for expedited examination of a design application

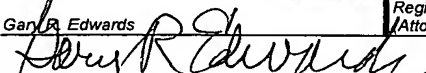
Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

Fee Paid

SUBMITTED BY

Name (Print/Type)	Gary R. Edwards	Registration No. (Attorney/Agent)	31,824	Telephone	202-624-2500
Signature				Date	March 16, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

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